GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Krishna District - Sri P.Tirumala Rao, the then Tahsildar Chatrai Mandal, Krishna District (Retired) - Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 - Articles of charges – Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 531 **Dated: 17-06-2020.**
Read the following:-

1. G.O.Ms.No.176, Revenue (Vig.III) Department, Dt:17.06.2020
2. From the CCLA & Spl.C.S, A.P., Vijayawada, Lr.Ref.No.VS-II (2)/205/2016, Date:04.05.2017.

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ORDER:

It is proposed to hold an enquiry against Sri P.Tirumala Rao, the then Tahsildar Chatrai Mandal, Krishna District (Retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure—I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure – III & IV).

3. Sri P.Tirumala Rao, Tahsildar (Retired) is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri P.Tirumala Rao, Tahsildar (Retired) is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri P.Tirumala Rao, Tahsildar (Retired) is further informed that if he does not submit his written statement of defense on or before the date specified in Para—3 above, further action will be processed based on the material available.

6. Attention of Sri P.Tirumala Rao, Tahsildar (Retired) is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri P.Tirumala Rao, Tahsildar (Retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri P.Tirumala Rao, Tahsildar (Retired) through the Chief Commissioner of Land Administration, A.P., Vijayawada.

Copy to:
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Collector & District Magistrate, Krishna District, Machilipatnam.
Sf/Sc

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAISNT SRI P.TIRUMALA RAO, THE THEN TAHSILDAR, CHATRAI (M), KRISHNA DISTRICT AND NOW RETIRED

ARTICLES OF CHARGE - I :

That the said Sri P.Tirumala Rao, Tahsildar (retired) while working as Tahsildar, Chatrai has committed certain irregularities in issuing pattadar passbook to Smt.Chundru Vijaya Lakshmi and others for the land measuring Ac.6.50 cts covered by R.S.No.16/5 of Chatrai which is a forest land, without obtaining subdivision records and without following the RoR rules. Thus, he exhibited lack of integrity and devotion to duty and behavior unbecoming a Government Servant and violated Rule-3 of the APCS (Conduct) Rules, 1964.

ARTICLES OF CHARGE - II :

That the said Sri.P.Tirumala Rao, Tahsildar (retired) while working as Tahsildar, Chatrai has committed certain irregularities in issuing Pattadar Pass Book to Sri Kanamata Reddy Rami Reddy for the land measuring an extent of Ac.7.52 cts covered by R.S.No.16/6 of Chatrai which is a forest land, without following rules under ROR Act. Thus he exhibited lack of integrity and devotion to duty and behavior unbecoming a Government Servant and violated Rule-3 of the APCS (Conduct) Rules, 1964.

ARTICLES OF CHARGE- III :

That the said Sri.P.Tirumala Rao, Tahsildar (retired), while working as Tahsildar, Chatrai has committed certain irregularities in issuing Pattadar Pass Book to Sri Ramella Krishna Rao for the lands measuring an extent of Ac.5.73 cts in R.S.No.16/2 and Ac.3.00 cts in R.S.No.16/4 of Chatrai which are forest lands, without following rules under ROR Act. Thus he exhibited lack of integrity and devotion to duty and behavior unbecoming a Government Servant and violated Rule-3 of the APCS (Conduct) Rubs, 1964.

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI P.TIRUMALA RAO, THE THEN TAHSILDAR, CHATRAI (M), KRISHNA DISTRICT (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED

Sri.K.Gandhi R/o.Chatrai Village and Mandal had filed complaint petition bearing No.3425/2014/B2/- on the allegations against Sri.P.Tirumala Rao, former Tahsildar, Chatrai from the year 2007 to 2014 has committed certain irregularities in issuance of Pattadar Pass books etc., On the above complaint, the Revenue Divisional Officer, Nuzvid has conduct enquiry and submitted enquiry report dt.31.3.2015 revealing that the following allegations are found correct.

Allegation No 1:

The contents of the allegation is that the land measuring an extent of Ac.6.50 cts in R.S.No.16/5 of Chatrai village is forest land, but pattadar passbook was given to Smt Chundur Vijaya Lakshmi and others without obtaining subdivision records and without following the ROR rules.

Report of Tahsildar:

As per the RSR the subject land measuring Ac.435.27 cts in R.S.No:16/1 and Ac.5.73 cts in R.S.No16/2 totaling Ac.441 cts of Chaitrai village is forest land and Incorporated as per the AD survey letter Rc.36091, dt:22.04.1967. But, in the Village adangal the above said forest land was subdivided and issued pattadar pass book as follows:

Sl.No	R.S.No	Extension	Khata No. as per 1B register	Classification	Pattadar
1.	16/1	434.90		Forest	
2.	16/2	5.73	651	Patta Land	Remalle Krishna Rao
3.	16/3	2.50	530	Patta Land	Katta Venkateswara Rao
4.	16/4	3.00	651	Patta Land	Remalle Krishna Rao
5.	16/5	6.50	737	Patta Land	Chunduri Vijayalakshmi
6.	16/6	7.52	569	Patta Land	Kanamatareddy Ramireddy
Total		460.15			

As the RSR the total extent in R.S.No.16 is Ac.441 cts but as per the adangal it is subdivided and totaling Ac.460.15 cts and the former Tahsildar, P.Tirumala Rao had issued pass books to the persons shown at serial Nos.2, 4 and 5 above, without following the provisions of ROR Act.

Explanation of the alleged officer (Sri P Tirumala Rao, formerly Tahsildar, Chatrai)

He stated that the R.S.No.16/5 measuring Ae.6.50 cts is seri patta land as per Village Revenue Records. On application for issue of pattadar passbook by Smt.Chunduru Vijayalakshmi W/o. Venkata Surya Prakasarao together with registered document No 440/2005, dt:18.02.2005 he got enquired under the provisions of ROR Act with reference to the reports of lower subordinate officers i.e., VRO & Revenue Inspector, enjoyment particulars, village revenue records, link documents, he issued Pattadar Pass Book to that applicant (Chunduru Vijaya Lakshmi).

Allegation No.2: Forest land of Chatrai R.S.No.16/6, As 7.52 cts

The contents of the allegation are that the land to an extent of 7.52 cts in R.S.No.16/6 is forest land, but PPB was granted.

Report of the Tahsildar:

As could be seen from the report of the Tahsildar, Chatrai together with Revenue Records and other documents, earlier patta granted to Sri Kanatareddy Rami Reddy for the land in R.S.No.188/1, but on the revision petition filed by Sri K.Ramireddy contending that he is actually in possession of the land in R.S.No.16, the then Settlement Officer incharge, Visakhapatnam issued Patta for the land in R.S.No.16/6.

As the RSR the total extent in R.S.No.16 is Ac.441 cts but as per the adangal it is subdivided and totaling Ac.460.15 cts and the former Tahsildar, Sri P.Tirumala Rao had issued pass books for the land in R.S.No 16/2,4,5,6 without following the provisions of ROR Act.

Explanation of the alleged officer (Sri P.Tirumala Rao, former Tahsildar, Chatrai):

He stated that the land in R.S.No.16/6 is seri patta land basing on the reports of lower subordinate officers i.e., VRO & Revenue Inspector, enjoyment particulars, village revenue records, link documents, he issued Pattadar Pass Book to that applicant. He further stated that boring grudge upon him for not giving PPB to the forest encroachment land and approached the present prestigious Hon'ble Lokayukta with false allegations which is nothing but misuse of legal process.

Allegation No.3 :

The main contention of the complaint is that the subject land to an extent of Ac.5.73 cts R.S.No.16/2 and Ac.3.00cts R.S.N0.16/4 are Government lands, but PPBs were issued to the above lands.

Report of the Tahsildar:

It is reported that the above subject land is forest land as per RSR and as per the adanagal it is subdivided and PPBs issued to Ramalla Krishna Rao and others as shown in the table below:

Sl.No	R.S.No	Extension	Khata No. as per 1B register	Classification	Pattadar
1.	16/1	434.90		Forest	
2.	16/2	5.73	651	Patta Land	Remalle Krishna Rao
3.	16/3	2.50	530	Patta Land	Katta Venkateswara Rao
4.	16/4	3.00	651	Patta Land	Remalle Krishna Rao
5.	16/5	6.50	737	Patta Land	Chunduri Vijayalakshmi
6.	16/6	7.52	569	Patta Land	Kanamatareddy Ramireddy
Total		460.15			

As the RSR the total extent in R.S.No. 16 is Ac.441 cts but as per the adangal it is subdivided and totaling to Ac.460.15cts and the former Tahsildar Sri P.Tirumala Rao had issued pass books in the above serial Nos.2, 4 and 5 without following the provisions of ROR Act.

Explanation of the alleged officer (Sri.P.Tirumala Rao, former Tahsildar Chatrai)

He stated that Act.5.73 Cts in R.S.No.16/2, Ac.3.00 Cts in R.S.No.16/4 are patta lands, that the above lands were purchased from Adimula Veeranjaneyulu etc., by Ramalla Krishna Rao (vide Doct. No.300/69, dt.20.02.1969 and 832/68, dt.20.04.1968) and basing above document evidence, report of the subordinate staff, enjoyment particulars, PPBs were issued under ROR Act to Remalla Krishna Rao. He further stated that boring grudge upon him for not giving PPB to the forest

encroachment land and approached the present prestigious Hon'ble Lokayukta with false allegations which is nothing but misuse of legal process, that if any objections on issue of PPB he has to prefer an appeal before the Revenue Divisional Officer, Nuzvid under the provisions of ROR Act.

On perusal of the contents of the complaint, the RDO, Nuzvid in his letter dt.31.03.2015 stated that report of Tahsildar, Chatrai together with recorded evidence and statement of Sri.P.Tirumala Rao, against whom allegations are made before Honble Lokayukta, the above allegations are found to be correct. As per the RSR, the total extent in R.S.No.16 is Ac.441.00 cts which is forest land, but as per the adangal it is subdivided and totaling Ac.460.15 ets and the former Tahsildar, Sri P.Tirumalarao had issued pass books to some part of the above land, without following the provisions of ROR Act. Hence, the charge.

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE- III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI.P.TIRUMALA RAO THE THEN TAHSILDAR, CHATRAI AND NOW RETIRED ARE PROPOSED TO BE SUSTAINED.

1. Complaints filed by Sri K.Gandhi and others, residents of Chatrai village and Mandal before the Hon'ble Lokayukta, Hyderabad vide complaints No.3425/14 and 4657/14.
2. Report of the Revenue Divisional Officer, Nuzivid vide Rc.No.D.163/2015, dt.31.03.2015.
3. Report of the Revenue Divisional Officer, Nuzivid vide Rc.No.D.163/2015, dt.24.04.17.

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE — IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI.P.TIRUMALA RAO, THE THEN TAHSILDAR, CHATRAI AND NOW RETIRED ARE PROPOSED TO BE SUSTAINED.

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V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER